

Jennifer E. Pittman Senior Campaign Finance Analyst Reports Analysis Division Federal Election Commission Washington DC 20463

Identification Number: C00410118

Reference: October Quarterly Report (8/21/08-9/30/08); 12 Day Pre-General Report (10/1/08-10/15/08)

Dear Ms. Pittman.

It has come to my attention that in the process of transitioning between treasurers, the Bachmann for Congress Committee failed to submit its responses to two Requests for Additional Information letters ("RFAI"), which were due on December 29, 2008. Amended reports were filed by the deadline, but the Committee did not respond to you directly. By this letter, I hope to resolve those two RFAIs.

The RFAI regarding the October Quarterly Report (8/21/08-9/30/08) raised two issues--(1) inadequate purpose descriptions and (2) failure to file 48-hour notices. To address your first concern, the Committee filed an amended October Quarterly Report on December 29, 2009. Schedule B of the amended report provides descriptions of reported disbursements that conform to the requirements of 11 CFR 104.3(b)(4)(A) as explained in the Commission's 27 December 2006 Statement of Policy: "Purpose of Disbursement" Entries for Filings with the Commission.

To address your second concern, we have reviewed the four transactions you identify.

With regard to the August 29 receipt from TCF Bank, because this is interest on a savings account, this was reported as an "other receipt" on line 15, rather than a "contribution." 11 CFR 104.5(f) requiring 48-hour notices applies only to contributions, not to other receipts. In the context of reports generally, 11 CFR 104.3(a)(3) clearly differentiates between contributions and other receipts as separate categories. The Committee reads the regulations to require reporting only of contributions, not other receipts, so no 48-hour notice was filed for this receipt.

With regard to the August 28 in-kind receipt from John Scribante, Mr. Scribante did not notify the committee of the contribution until September 24. The Committee reported the receipt as soon as it received notice of the contribution. The Committee has instituted new procedures to ensure earlier notice of in-kind contributions in the future.

With regard to the contributions by Timothy Garvey and Conoco Phillips Spirit PAC, the Committee erred in not filing 48-hour notices. The Committee has instituted new procedures for its staff and other agents to ensure prompt reporting of such contributions in the future.

Your letter regarding the 12 Day Pre-General Report (10/1/08-10/15/08) raised one issue, the same inadequate purpose descriptions raised in reference to the October Quarterly Report. The Committee filed an amended 12 Day Pre-General Report on December 29, 2008. Schedule B of the amended report provides descriptions of reported disbursements that conform to the Commission's requirements.

Thank you for bringing these issues to my attention. Should you have any quesions about the Committee's response to your concerns, please do not hesitate to contact me.

Sincerely,

Chris Marston Treasurer